IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 9TH MARCH 2007 / 18TH PHALGUNA 1928

Bail Appl..No. 1356 of 2007(A)

CRIME NO.24/07 OF PADINJARETHARA POLICE STATION

: PETITIONER/ACCUSED

A.K.SREESAN, S/O.KUMARAN,
ATHIKKAL HOUSE, MUNDAKUTTY P.O.,
WAYANAD DISTRICT.

BY ADV. SRI.GRASHIOUS KURIAKOSE

RESPONDENTS: COMPLAINANT

STATE-S.H.O. PADINJARETHARA POLICE
STATION, REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 09/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 1356 OF 2007

Dated this the 9th day of March, 2007

O R D E R

Petitioner, who is the accused in Crime No.24/2007 of Padinjarethara Police Station for offences punishable under sections 452, 341, 354, 323 and 506(i) IPC, seeks anticipatory bail.

2. Learned Public Prosecutor opposed the application.

3. The case of the prosecution is that at about 11 a.m. on 17.2.2007 the petitioner, who is a neighbour of the de facto complainant, trespassed into the house of the de facto complainant at a time when her husband was not there and outraged her modesty and upon her remonstrance, assaulted her.

4. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and then have his application for regular bail ordered by the Magistrate concerned. Accordingly, the petitioner is directed to surrender before the Investigating Officer on any day between 14.3.2007 and 16.3.2007 for the purpose of interrogation. The petitioner shall, thereafter, be produced on the same day before the concerned Magistrate, who shall release the petitioner on bail on appropriate conditions.

This application is disposed of as above.

(V. RAMKUMAR, JUDGE)

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